

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q80138

MIKI, Hisayuki, et al.

Appln. No.: 10/800,773

Group Art Unit: 2826

Confirmation No.: 2646

Examiner: Minh Loan TRAN

Filed: March 16, 2004

For: ELECTRODE FOR LIGHT-EMITTING SEMICONDUCTOR DEVICES AND METHOD OF
PRODUCING THE SAME

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned, on behalf of the petitioner, SHOWA DENKO K.K., represents that the petitioner, SHOWA DENKO K.K. is the owner of the entire right, title and interest of U.S. Application No. 09/694,325, filed on October 24, 2000 for ELECTRODE FOR LIGHT-EMITTING SEMICONDUCTOR DEVICES by virtue of an Assignment from all of the inventors thereof executed on May 6, 1998, May 7, 1998 and May 11, 1998, recorded on August 10, 1998 at Reel 9380, Frame 0478, now issued as U.S. Patent 6,403,987 as well as the entire right, title and interest in the above-captioned U.S. Application No. 10/800,773 by virtue of an Assignment from all of the inventors thereof executed on May 6, 1998, May 7, 1998, and May 11, 1998, recorded on August 10, 1998, at Reel 9380, Frame 0478.

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 10/800,773 which would extend beyond the expiration of the full

Terminal Disclaimer
U.S. Patent Application Ser. No.: 10/800,773

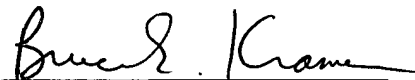
Attorney Docket No.: Q80138

statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,403,987, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 10/800,773 shall be enforceable only for and during such period that the legal title to U.S. Patent 6,403,987 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 10/800,773, this agreement to run with any patent granted on the above-captioned U.S. Application No. 10/800,773 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 10/800,773 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,403,987 in the event that U.S. Patent 6,403,987 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney of record.

Respectfully submitted,



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23373

CUSTOMER NUMBER

Date: August 5, 2005